



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re the Application of:

PENG CHENG, ET AL.

Application No.: 09/992,796

Filed: November 5, 2001

For: **VARIABLE TUNABLE RANGE MEMS
CAPACITOR**

Art Group: 2814

Examiner: Dana Farahani

Docket No.: 42390P8122D

#9/Ex40
6/9/03
C.P.

PETITION FOR EXTENSION OF TIME PURSUANT TO 37 C.F.R. § 1.136(a)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:


In accordance with 37 C.F. R. § 1.136(a), Applicants for the above-identified application respectfully Petition the Commissioner for a one (1) month extension of time, extending the period for response to May 28, 2003, from the Final Office Action dated January 28, 2003. The petition filing fee of \$110.00 and a Request for Continued Examination (RCE) and Preliminary Amendment are attached.

If it should be determined that a longer extension of time is required to prevent this application from being abandoned, please charge any additional fees to Deposit Account No. 02-2666. A copy of the Fee Transmittal is enclosed for deposit account charging purposes.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Date: May 28, 2003


Gregory D. Caldwell, Reg. No. 39,926

06/03/2003 JADD01 00000124 09992796

01 FC:1251

110.00 (P)

12400 Wilshire Blvd., 7th Floor
Los Angeles, California 90025
Telephone: (503) 684-6200

CERTIFICATE OF MAILING/TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Deborah L. Higham

05-28-03

Date

RECEIVED
JUN - 5 2003
TECHNOLOGY CENTER 2800